HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 12090 of 2007

Dated 2nd August, 2007

Between

Janachaitnya Housing Limited,
Rep. By its Vice President, P.Darma Rao

…Petitioner

and

Visakhapatnam Urban Development Authority,
Rep. By its Vice Chairman, Visakhapatnam.

…Respondent.

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 12090 of 2007

ORDER:

The petitioner claims to be the owner of land to an extent of Ac.24.32 ½ cents covered by Sy.Nos. 134/P, 135, 144, 255, 246, 247 and 126/2P of Tadi Village, Parvada Mandal in Visakhapatnam District. It is stated that the said land was purchased by the petitioner from various earlier owners by registered sale deeds in the year 2002. The petitioner made an application to the respondent for change of land use of the above said land to residential use. The said application is rejected by the impugned order dated 9-2-2007 on the ground that the land covered by Sy.Nos. 134/P, 135, 144, 255, 246, 247 and 126/2P of Tadi Village is in buffer zone of Pharmacity layout.

No counter affidavit is filed on behalf of the respondent. However, it is submitted by Sri V.Rajagopala Reddy, learned Standing Counsel appearing for the respondent, that in view of the subsequent

changed circumstances, the respondent is prepared to re-consider the application of the petitioner.

In view of the submission of the learned Standing Counsel for the respondent, the endorsement dated 9-2-2007 issued in proceedings RC.No.2732/05/Plg/L3, is set aside and the matter is remitted back, for fresh consideration of the application of the petitioner.

Subject to the above direction, the Writ Petition is disposed of. No order as to costs.

JUSTICE R. SUBHASH REDDY

DATE: 2-8-2007
Msnr.